

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of	)	
	)	
Chilingarian <i>et al.</i>	)	Art Unit: 1631
	)	
Application No. 10/506,409	)	Examiner: Ritesh Agrawal
	)	
Filing Date: February 15, 2006	)	Confirmation No. 8395
	)	
For: Multivariate Random Search Method	)	
With Multiple Starts and Early Stop For	)	
Identification Of Differentially	)	
Expressed Genes Based On Microarray	)	
Data	)	

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT  
ABANDONED UNINTENTIONALLY UNDER 37 C.F.R. § 1.137(b)**

**Mail Stop PETITION**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

NEEDLE & ROSENBERG, P.C.  
Customer Number 23859

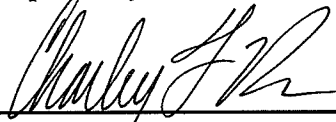
Sir:

The above-identified application became abandoned for failure to timely file a proper reply to the Office Action dated November 29, 2006. The abandonment date of this application was February 28, 2007. Pursuant to 37 C.F.R. § 1.137(b), the Applicant hereby states that the entire delay in filing the required reply from the due date of the reply until the filing of this Petition was unintentional. Since the Application was filed on or after June 8, 1995, no terminal disclaimer is required.

**ATTORNEY DOCKET NO. 21101.0103U2**  
**Application No. 10/506,409**

In lieu of the required reply that was due February 28, 2007, a continuation application was filed on May 29, 2007 and issued Application No. 11/754,950. Applicants expressly abandon Application No. 10/506,409, in favor of the continuation Application No. 11/754,950, conditioned upon grant of this petition and grant of a filing date for continuation Application No. 11/754,950, effective as of the filing date of continuation Application No. 11/754,950. Applicants thank the Office of Petitions for the phone conference on June 1, 2007 clarifying that filing a Request for an Extension of Time for Application No. 10/506,409 is unnecessary. A petition for a 3-month extension of time was inadvertently not filed in the parent application, Application No. 10/506,409. A Credit Card Payment in the amount of \$750.00 for the Petition Fee, as appropriate for a small entity per 37 C.F.R. §1.17(m) is enclosed. This amount is believed to be correct. However, the Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 14-0629.

Respectfully submitted,



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